

POLICY BULLETIN CHILD NUTRITION PROGRAMS

NSLP 31-06

November 1, 2006

**SUBJECT: Notification that Profera Inc., Produced a Pepperoni
Cheese Pizza with Whole Grain in Violation of the Child
Nutrition (CN) Labeling Program**

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A recent inquiry brought to our attention the inappropriate use of a CN label on a Pepperoni Cheese Pizza with Whole Grain product produced by Profera, Inc. This company has produced the CN labeled product without approval for the label or formula. The following course of action, as supported by the regulations, will be taken against Profera, Inc., establishment 4007: the label for the Pepperoni Cheese Pizza with Whole Grain, CN ID number 066074, is barred from use as a CN label because it has not been approved by the Food and Nutrition Service (FNS) and we have no record of approval by the Food Safety and Inspection Service's (FSIS) Labeling and Consumer Protection Staff. Therefore, please note any product received with CN label number 066074, was not produced with an approved label and therefore does not carry an FNS warranty for use in CN Programs.

If the company wishes to produce the above product as a CN labeled product, they must submit a new label application with a new CN identification number for final approval by FNS and approval by FSIS. The Food Safety and Inspection Service has been notified and may take further action against the company.

If you have any questions, please contact our office at (801) 538-7500.